IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 5072/2006
(Madan Dass Vs. Rajasthan Housing Board & Ors.)

Date of Order : 22/03/2007

PRESENT

HON'BLE MR. JUSTICE H.R.PANWAR

Mr. R.R.Vyas for the petitioner.
Mr. P.C.Sharma for the respondents.

BY THE COURT:-

By the instant writ petition under Article 226 of the Constitution of India, the petitioner seeks a direction to the respondents to promote him on the post of Mason with all consequential benefits ensuing therefrom.

A reply has been filed by the respondents. The respondents have not denied the claim of the petitioner with regard to his entitlement for promotion and only came with a case that the meeting of the Screening Committee has not been convened as yet to consider the promotion for the post of Mason and as and when the same will be convened the case of the petitioner shall be considered as per the order of the Labour Court dated 3.11.1998.

By order Annex.3 dated 3.11.1998, the Labour Court directed that as and when the post of Mason falls vacant and becomes available, the petitioner be considered for promotion and the fixation of the salary accordingly. The entitlement of the petitioner for promotion has been considered and decided by the Labour Court which has not been disputed by the respondents.

In the circumstances, therefore, it would be expedient to direct the respondents to convene the meeting of Screening Committee for the purpose of considering the case of the petitioner for promotion to the post of Mason.

The respondents are therefore, directed to convene the meeting of the Screening Committee and consider the case of the petitioner for promotion to the post of Mason and if he is found otherwise eligible he be promoted on the post of Mason. This exercise be completed within a period of four months from today.

With these directions, the writ petition is disposed of. No order as to costs.

(H.R.PANWAR),J.

rp